

STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
STATE BOUNDARY COMMISSION

In the matter of:

Boundary Commission
Docket # 08-AP-2

**The proposed annexation of territory
in Grant Township to the City of Clare,
Clare County.**

**SUMMARY OF PROCEEDINGS,
FINDINGS OF FACT AND CONCLUSIONS OF LAW**

SUMMARY OF PROCEEDINGS

1. On May 20, 2008, a petition designated as Docket #08-AP-2 was filed with the State Boundary Commission requesting the annexation of certain territory in Grant Township to the City of Clare, as described in Attachment A.
2. On June 19, 2008, the State Boundary Commission examined the petition for legal sufficiency at an adjudicative meeting held in Okemos. The Commission voted unanimously to declare this petition as legally insufficient.
3. On August 21, 2008, the State Boundary Commission adopted this Summary of Proceedings, Findings of Fact and Conclusions of Law to reject the petition for legal sufficiency at an adjudicative meeting held in Okemos.

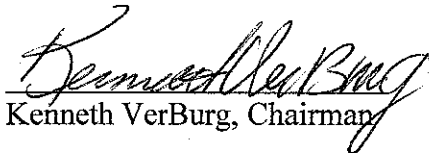
FINDINGS OF FACT

1. The petition contained two sheets labeled as the PART I map. The sheet titled "Annexation Drawing" from the PART I map shows the limits of Grant Township and the City of Clare correctly; however, the limits of Grant Township and the City of Clare within section 27 are shown incorrectly on the sheet titled "Drawing of Description" from the PART I map.
2. According to the PART I map, the north line of the territory proposed for annexation crosses a small body of water. If this body of water is naturally occurring, this line is not consistent with Michigan riparian division of bottomlands.

3. Two bearings shown on the PART I map are not consistent with the PART III legal description. The PART III legal description does not close mathematically.
4. The PART III legal description includes a call to Maple Grove Road (now vacated) in the Supervisor's Plat of Maple Grove Subdivision. Our records do not indicate this road being vacated.
5. The PART III legal description does not identify lots in the Supervisor's Plat of Maple Grove Subdivision which is located within the territory proposed for annexation, as required by MCL 560.255.

CONCLUSIONS OF LAW

1. The Findings of Fact in this docket support the unanimous decision of the Commission to reject this petition for legal sufficiency on the ground that it fails to conform to the Boundary Commission Act, the Boundary Commission Administrative Rules, and any other statutory requirements that govern legal sufficiency criteria.
2. Pursuant to Section 8 of Public Act 191 of 1968, as amended, the Commission shall transmit a copy of this Summary of Proceedings, Findings of Fact and Conclusions of Law to the petitioner, and to the clerks of the City of Clare, the Township of Grant, and the County of Clare.


Kenneth VerBurg, Chairman

August 21, 2008

ATTACHMENT A

Part of the Southeast One-quarter of the Southeast One-quarter of Section 22, Part of the Northeast One-quarter of the Northeast One-quarter of Section 27, Part of the Northwest One-quarter of the Northwest One-quarter of Section 26, The Southwest One-quarter of the Southeast One-quarter and The Southwest One-quarter of Section 23, T17N, R4W, Grant Township, Clare County, State of Michigan described as: Beginning N 00° 36' 54" E, along the West Section line of said Section 23, 558.30 feet from the Southwest Corner of said Section 23; thence N 88° 30' W, along the South right-of-way line of Maple Grove Road (now vacated) as platted in SUPERVISOR'S PLAT OF MAPLE GROVE SUBDIVISION, as recorded in Liber 2 of Plats on Page 47, Clare County, Michigan Public Records, 662.72 feet; thence SOUTH, 651.73 feet to the Southwesterly right-of-way line of U.S. 127 South Bound and Service Road; thence along said Southwesterly right-of-way line on the following four courses: S 68° 47' 11" E, 74.93 feet; thence S 24° 36' 20" E, 810.0 feet; thence S 71° 12' E, 182.61 feet; thence S 89° 55' 50" E, 80.38 feet to the West Section line of said Section 26; thence S 01° 14' 45" E, along said West Section line of Section 26, 158.58 feet to the intersection of said West Section line of Section 26 and the Southerly right-of-way line of the on-ramp for U.S. 127 South Bound; thence along said Southerly right-of-way on the following three courses: N 50° 41' 58" E, 256.15 feet; thence S 78° 41' 00" E, 614.20 feet; thence S 62° 25' 20" E, 578.54 feet to the West One-eighth line of said Section 26; thence N 00° 02' 14" W, along said West One-eighth line of Section 26, 304.47 feet to the Northeasterly right-of-way line of the off ramp for U.S. 127 North Bound; thence along said Northeasterly right-of-way line on the following six courses: N 62° 25' 20" W, 171.09 feet; thence N 59° 10' 20" W, 191.39 feet; thence N 52° 25' 57" E, 300 feet; thence N 38° 57' 11" W, 300 feet; thence N 24° 05' 56" W, 169.32 feet; thence N 34° 18' 15" E, 248.0 feet to the Southerly right-of-way line of Colonville Road; thence N 00° 32' 57" W, at a Right Angle to the South Section line of said Section 23, 33 feet to the South Section line of said Section 23; thence N 89° 27' 03" E, along said South Section line of Section 23, 1990.11 feet to the South One-quarter Corner of said Section 23; thence continuing along said South Section line of Section 23, N 89° 51' 12" E, 1320.08 feet to the East One-eighth line; thence N 00° 41' 26" E, along said East One-eighth line, 1317.23 feet to the South One-eighth line of said Section 23; thence S 89° 47' 47" W, along said South One-eighth line of Section 23, 1320.09 feet to the North-South One-quarter line of said Section 23; thence N 00° 41' 28" E, along said North-South One-quarter line of Section 23, 1315.92 feet to the Interior One-quarter Corner of said Section 23; thence S 89° 44' 22" W, along the East-West One-quarter line of said Section 23, 2636.93 feet to the West One-quarter Corner of said Section 23; thence S 00° 36' 54" W, along the West Section line of said Section 23, 2086.75 feet back to the place of beginning. Containing 235.6 acres, more or less, and being subject to restrictions, reservations, easements, rights-of-way, zoning, governmental regulations, and matters visible, if any, upon or affecting said lands.